IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO

ANTONIO FIGUEROA-QUIÑONES

Plaintiff

VS

CIVIL 98-2101CCC

ROCKY MOUNTAIN HOLDINGS, L.L.C.

Defendant

ORDER

Having considered the Motion for Summary Judgment filed by defendant Rocky Mountain Holdings, Inc. (docket entry 16), the Opposition to Defendant's Motion for Summary Judgment filed by plaintiff (docket entry 27), particularly the excerpt of the deposition of Mr. Douglas Rosado and the declaration under penalty of perjury of Ms. Denise Torres, as well as the Reply to Plaintiff's Opposition to Defendant's Motion for Summary Judgment (docket entry 47), containing the deposition testimony of Ms. Denise Torres, the motion for summary judgment is DENIED.

The pretrial conference is set for OCTOBER 10, 2000 at 4:45 P.M.

SO ORDERED.

At San Juan, Puerto Rico, on September 13, 2000.

CARMEN CONSUELO CEREZO United States District Judge

79

(Rev.8/82)

56